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James J. Stout, OSB #93473
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Attorney for Plaintiff Hooker

**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
MEDFORD DIVISION**

IVAN HOOKER AND KATHERINE)	
HOOKER,)	Case No.: 10-CV-03111-PA
Plaintiffs,)	
vs.)	DECLARATION OF
NORTHWEST TRUSTEE SERVICES,)	JAMES J. STOUT, P.C. IN
INC.; BANK OF AMERICA, NA;)	SUPPORT PLAINTIFF OF MOTION
MORTGAGE ELECTRONIC)	FOR ATTORNEY FEES
REGISTRATION SYSTEMS, INC.)	
Defendants.)	

James J. Stout, P.C. declares as follows:

1. I am an attorney practicing in Medford, Oregon. I have been lead trial counsel and have had primary responsibility for litigating this case on behalf of plaintiff. I am competent to testify to the matters set forth in this declaration and do so based on personal knowledge.
2. Plaintiff is the prevailing party in this litigation pursuant to Order of the Honorable Owen M. Panner dated May 25, 2011.
3. The total amount of attorney fees and expenses requested is \$4,280.00.
4. The number of hours and services rendered in this matter for attorney, clerk and legal assistance and the hourly rate is set forth in detail in Exhibit "A: attached hereto and summarized as follows:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>	<u>HOURS</u>	<u>FEES</u>
James J. Stout	Attorney	200.00/hr	21.15	\$4,230.00
Deborah K. Hooper	Legal Assistant	100.00/hr	.50	\$ 50.00

Total fees incurred: \$4,280.00


5. The billing rates listed in the above chart are reasonable and are similar of those customarily charged for the Medford practice area in the legal community located in Jackson County, Oregon. The latest Oregon State Bar (OSB) Economic Survey dated 2008 reflects that my rates are well within the norm.

6. The total number of hours billed for which compensation is sought is reasonable under the circumstances of this case.

7. A detailed summary of the time incurred by each me and my staff on a chronological basis is attached to the declaration as Exhibit "A".

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

DATED this 6th day of June 2011.



JAMES J. STOUT, P.C.
 OSB No. 93473
 541-628-8888
 Attorney for Plaintiff

JAMES J. STOUT, P.C.**Activity Report****For the dates: 6/6/2009 to 6/6/2011****Client: Hooker, Ivan and Katherine****Matter: Loan Modification (Default)****Bill Detail**

Date	Type	Billor	Description	Hours	Amount
8/11/2010	Fee	JS	Conf with client re: foreclosure issues.	0.50	\$100.00
8/12/2010	Fee	OS	Authorization letters to Trustee and Bank.	0.30	\$30.00
8/17/2010	Exp	OS	Postage		\$5.54
8/17/2010	Fee	JS	QWR	0.25	\$50.00
8/18/2010	Fee	JS	Review letter from NW Ttee and file. letter to NW re: QWR not reinstatement.	0.40	\$80.00
9/7/2010	Fee	JS	Review audit from Mark, research online re: recorded docs, prep complaint for wrongful foreclosure.	4.20	\$840.00
9/8/2010	Exp	OS	Jackson County Courts - complaint filing fee		\$694.00
9/8/2010	Pmt		Complaint filing fee paid by client check #5296 receipt #408627.		(\$694.00)
9/8/2010	Fee	JS	Trip to court to file complaint, fax to Trustee and Bank. Prep summons for service and internet research on serving addresses for defendants.	1.25	\$250.00
9/30/2010	Pmt		Payment from Client's Trust Account		(\$1,355.54)
10/1/2010	Fee	JS	Review docs from Opposing attorney re: new NOD and recorded docs.	0.35	\$70.00
10/12/2010	Fee	JS	Lis Pendens	0.40	\$80.00
10/28/2010	Exp	OS	Check #6711 Jackson County Recorder - Lis pendens recording fee		\$51.00
11/2/2010	Pmt		Payment from Client's Trust Account		(\$201.00)
11/9/2010	Fee	JS	Review motion to dismiss, legal research on cases and assignments.	2.35	\$470.00
11/9/2010	Fee	JS	Prep response to motion to dismiss and exhibits.	2.25	\$450.00
12/7/2010	Pmt		Payment from Client's Trust Account		(\$920.00)
1/19/2011	Fee	JS	Review audit, pleadings, motions and case law for hearing on motion to dismiss.	2.75	\$550.00
1/19/2011	Fee	JS	Hearing on motion to dismiss.	1.00	\$200.00
1/25/2011	Fee	OS	Attended sale - property is listed as indefinite bankruptcy stay	0.20	\$20.00
1/31/2011	Fee	JS	Prep and file supplemental response to motion to dismiss.	1.20	\$240.00
2/12/2011	Fee	JS	Review docs for supplemental questions per Judge Panner	0.85	\$170.00
2/14/2011	Pmt		Payment from Client's Trust Account		(\$23.46)
2/28/2011	Pmt		Cash receipt #408662 Payment Received - Thank You!		(\$500.00)
3/13/2011	Fee	JS	Review supplimental pleading by bank.	0.40	\$80.00
3/14/2011	Pmt		Check #5313 Payment Received - Thank You!		(\$500.00)
6/1/2011	Fee	JS	Research on cost bill and attorney's fees. Prep cost bill and receipts for lis pendens.	1.00	\$200.00
6/3/2011	Fee	JS	Telecon with McCarthy re: attorney's fees and good faith confer.	0.15	\$30.00
6/3/2011	Fee	JS	Legal research on FRCP motion for fees, prep motion, memorandum and docs for filing.	1.85	\$370.00

JAMES J. STOUT, P.C.

Activity Report

Activity Subtotals

Fees:	21.65 Hours	\$4,280.00
Expenses:		\$750.54
Other Charges:		\$0.00
Payments:		(\$4,194.00)

CERTIFICATE OF SERVICE

Case No. 10-CV-03111-PA

I, James J. Stout, hereby certify that I served the foregoing **Declaraion for an Award of Attorneys' Fees For Plaintiff** on Monday, June 06, 2011, via first class mail:

John M. Thomas
Routh Crabtree Olson, PC
11830 SW. Kerr Pkwy., Suite 385
Lake Oswego, OR 97035
Attorney for Defendant NWTs

Stephen P. McCarthy
Pilar C. French
Lane Powell PC
601 SW. 2nd Ave., Suite 2100
Portland, OR 97204-3158
Attorneys for Defendants MERS
and Bank of America

Monday, June 06, 2011



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